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December 20, 2005

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2005 DEC 20 PM 2:45
T.R.A. DOCKET ROOM

Honorable Ron Jones, Chairman
Tennessee Regulatory Authority
ATTN: Sharla Dillon, Dockets
460 James Robertson Parkway
Nashville, TN 37243-5015

RE: Joint Petition for Arbitration of an Interconnection Agreement with
BellSouth Telecommunications, Inc. Pursuant to Section 252(b) of the
Communications Act of 1934, as Amended; Tennessee Regulatory
Authority Docket No. 04-00046

Dear Chairman Jones:

Petitioners NuVox Communications, Inc. and Xspedius Communications, LLC
hereby respond briefly to the letter filed yesterday, December 19, 2005, by BellSouth
Telecommunications, Inc. ("BellSouth") in reaction to the timely filing of their Petition
to Enforce Abeyance Agreement ("Petition").

BellSouth objects to the Petition principally on the ground that it includes
erroneous assertions as to the status of Petitioners' appeal before the federal district
court for the Middle District of Tennessee. Specifically, BellSouth contends that
Petitioners have attempted to leave the impression that the Court has dismissed that
appeal without prejudice. BellSouth is incorrect. The Petition states only a Motion to
Dismiss Without Prejudice has been filed (Petition at 7), and that said motion includes a
proposed schedule by which the Tennessee Regulatory Authority ("TRA") may perform
its requested review of the Abeyance Agreement.

Petitioners did not, and have no intention to, mislead the TRA as to the pendency
of the appeal. Rather, Petitioners have fulfilled their representation to the Court that the
TRA will have the opportunity it desires to review closely the Abeyance Agreement.

I am enclosing the original and 13 copies of this letter for filing as well as an
additional copy which I request you date stamp and return to me in the SASE also
enclosed. Thank you for your assistance in this regard.

Honorable Ron Jones, Chairman
December 20, 2005
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Please do not hesitate to contact me with any questions or concerns regarding this matter: 615-254-3060.

Respectfully submitted,



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*Counsel to NuVox Communications, Inc. and
Xspedius Communications, Inc.*

Certificate of Service

The undersigned hereby certifies that on this the 20th day of December, 2005, a true and correct copy of the foregoing has been forwarded via U. S. Mail, overnight delivery, hand delivery, or electronic transmission to the following

Guy Hicks
BellSouth Telecommunications, Inc.
333 Commerce Street, Suite 2101
Nashville, TN 37201



H. LaDon Baltimore